App F IX 4

Previous References 1941 (ML)

File No 111-41

Serial Nos 58, 59

Later References ML 82-49 (3, 4)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos

Part B for March 42

SUBJECT

Water Supply Dye - Laws of Trinidad
Town Ability

To,

The D C Trinidad.
The Dir of P H
The Chief Engineer
The Comptroller
L 8614 - 17/1942

Sanctions the —.

Mem
28 3 42

Draft Bye-laws regulating the Supply of water in Tumkur town

3023
f

General and Revenue Secretariat | File No | of 194 | [App F III—2

Serial No

From

The D C Tumkur Dist

Letter no. A6-C 2636/Gen 41 dy 21 11 1941

Hagit Requests approval of Govt to the draft bye-laws regulating the Supply of water in Tumkur town

1) Kind ref is invited to paras 3 and 5 dy the D C relating to the question of the new draft bye laws regulating the Supply of water in Tumkur town the other paras of the D C relate to the question of metering the houses at the place, which is being dealt with Separately

2) The D C states that the new draft bye-laws were widely published in the locality and objections called for

Hagit The objections that were preferred were Considered and the Tumkur Town municipal Council finally resolved in their meeting held on the 31st may 1941 approving of the draft bye-laws as amended by the Bye-law Committee It is further stated that all the required formalities have been duly observed and sanction of Govt is sought in the circumstances to the draft bye-laws

3) The Director of Public Health may perhaps be Consulted unofficially in the first instance

U.O. no: 308 dy 22 12 41 Immediate

Submitted for favour of orders

Hagit 21/12

Forwarded unofficially with Compliments to the Director of Public Health for favour of remarks on the draft bylaws & return before the 2nd January 1942

By order

for Secretary to Govt

29/12/41 Law Dept

NOTE—Contn Sheet

WD 04155—GPB—55 000—23-10 41

Bye-laws for regulating supply of water in 3934/41 P 3025/41 Tumkur Town Municipality

ML file no

~~File No~~ 308/dated 22-12-1941 of 1941

General and Revenue Secretariat

M L file no C 160-23/41-42

Serial No

SECY LAW DEPT 216 8 JAN 1942 GOVT OF MYSORE

Retransmitted with compliments.

The draft bye-laws are in order and may be approved

for Director of Public Health

Hm 8/1/42 mcKrs

Submitted with a draft G.O. Sanctioning

Kmm 14-1-42 Sec 16/1

In form if stating if the bylaws are in order, so far as their validity & language are concerned.

Asst Secy Law M/c) for 16/1/42

PEV SECRETARIAT 16 JAN 1942 Law

Legal opinion No 151/41-42 dt 17-1-42 Received 26-1-42 MKV

3 16/1/42

They are in order, such punctuational or verbal corrections as are necessary, have been carried out

MKV 20/1/42

Law Secy)

May be approved

Minister L.S.G.)

SECY LAW DEPT 1575 20 JAN 1942 GOVT OF MYSORE

OFFICE OF THE MINISTER FOR L.S.G. & P.H. Date 23.2.942 No 0052

Hm 2 21/2/42 MKV 23/2

Sec 24 2 42

Hm 2 24/2/42 MKV

Asst Secy L S G with compliments

Water Supply Bye-laws of Tumkur Town Municipality

General and Revenue Secretariat | File No 3023/L of 194 | [App F III-2

Serial No

A) May the draft G O already appd thereto & the typing section will be requested immediately to type 6 copies of the bye-laws as there are no spare copies of the same in the file for being sent as enclosure]

Typist 26/2/42

Sd 26/2

Typist
A - yes. Get the copies typed
26/2/42

Typing Section)
90

The D C Tumkur
The Supdt of P H
The Chief Engr of Mysore.
The Comptroller

No L 8 6 14-47 d 19-3-42

Sanctions the Water Supply bye-laws of the Tumkur Town Municipality

NOTE—Cont Sh et

WD C41 5- GPB—5 000— 3 10 41

File No of 194

General and Revenue Secretariat

Serial No

3022
2

MC 111-41-58

Copy of the letter No.A6 C 2636/40-41 dated the 21st November 1941, from the Deputy Commissioner, Tumkur District, to the Secretary to Government, Law Department, Bangalore.

1) With reference to your memo No L 7526/M1 dated the 22nd April 1941, forwarding a copy of letter addressed to the Director of Public Health, on the above subject and further calling for a report in consultation with that Department, I have the honour to forward herewith the entire correspondence ending with letter No M C.12/40-41 dated the 31st October 1941 from the President, Town Municipal Council, Tumkur and to state as follows -

2) The President states that on a reference made to the Sanitary Engineer, it was learnt that the meters required for the town were already purchased and kept at Tumkur. The question of the metering of houses and hearing objections in regard to the new water supply bye laws were widely published as required under the Act

3) The objection petitions received in connection with the proposed new bye laws were considered by the Council at their meeting held on 31st ~~June~~ May 1941 and it was resolved that the - metering of house connections in the town in accordance with the revised estimate viz. Rs 30235 (vide Sanitary Engineer's letter No.121 dated 23rd July 1940) be taken up and that Government be approached for treating half the cost of the estimate as grant and the other half as a loan to the Municipality repayable in easy annual instalments

4) As regards the suggestion of purchasing of meters in instalments, the President states that it would not be possible as it would lead to two systems of taxation viz one based on flat rate and the other on metere reading

5) The new water supply bye laws framed by the Municipality

Municipality are also enclosed herein for kind sanction as no objections have been received and as all the required formalities under the Act have been observed.

6) In regard to the meeting of the cost on the part of the Municipality, a recommendation has already been made to Government in this office letter No.A6.C.4090 of 40-41 dated the 8th November 1941 for considering the request of the council, favourably in respect of the marginally noted schemes and to the grant of half the cost of these schemes as grant and the other half as a loan repayable in easy instalments.

	Estimate	Govt Grant	Municipal Quota (Loan)
Drainage	1,91,700	95,850	95,850
Metering of houses.	30,000	15000	15000
Improvement of water supply.	51,820	25910	25910
Total.	2,73,520	1,36,760	1,36,720

"Copy"

For Secretary to Government,
Law Department.

HSS

WATER SUPPLY BYE-LAWS

No. person shall

(a) remove, break, injure or oper any cock, lock, valve, pipe or part belorging to or under the control of the Municipality in correction with the water supply. or

(b) flush or draw off any water in or derived from any such water works or do any act whereby the water in any pipe or water work is likely to be wasted or contaminated, or

(c) obstruct, divert or in any way injure or alter any water main, submain or duct.

2. The water supplied by the Municipal council is intended primarily for domestic use, and therefore water from public stand posts or tap shall not be taken for garden irrigation, building purposes, hotels, or for other non-domestic purposes. In such cases, the previous sanction of the President should be obtained in writing or such payment and under such condition as may be settled by the Municipal Council, provided that the use of water from the public taps for non-domestic purposes mentioned therein shall not be permitted unless there is sufficient supply of water at the tank or source, and there is a good supply at the public tap or concerned sub main.

3 No person shall bathe or wash an animal, vehicle, clothes, or utensils at any public stand posts, or taps, which are not specially set apart for such purposes

4. No person shall do anything to damage or disfigure the stand posts or platforms or to obstruct the free flow of water from the platform.

5 No person shall water any animal at any public stand pipe or cistern, except at places prescribed by the Municipal Council for the purpose by notice posted there-at.

6 In case of emergency, the President or his authorised agent may at any time with previous public notice by beat of tom-tom, stop the supply of water if it appears to be unfit for use by the public

7. The President or his authorised agent in writing shall have power to stop or reduce the supply in any public main or sub-main for repairs or renewals without any notice But when such stoppage is over an extensive area or is likely to last more than eight hours or is due to exigencies which can be foreseen such previous notice as is possible under the circumstances will be given by general tom-tom

8 Applications for house connections from the public mains or sub-mains are to be made in the prescribed form with the necessary plan and estimate prepared by a licensed plumber to the President who, in consultation with the Bureau of Sanitary Engineering, is authorised to comply with such requisitions by owners of property who are required to lodge with him or his agent the cost of the attachment as specified below -

½" attachment Re 1-0-0
¾" attachment Rs. 1-8-0

After the house connection estimate is sanctioned, the rest of the transactions will be entirely between the owner and the plumber, and the Municipality/Council will not interfere in the matter of settlement of ~~claims~~ claims etc., between the owner and the contractor. For attachment above ¾" the rate shall be decided by the Sanitary Engineer, Bureau of Sanitary Engineering

(a) Every separately assessed premises shall have its own separate supply pipe

(b) Every consumer's connection shall have outside the premises a valve or gland cock of the approved pattern with a minimum area of not less than ½" diameter, ~~nor~~ or more than the diameter of the supply pipe This valve or cock shall be supplied by the consumer as approved by the authorised officer Such valve or cock if below the ground level, shall in every instance be suitably protected by a surface box of the approved pattern supplied to the consumer by the Municipality at the consumer's cost

9. The Department (Bureau of Sanitary Engineering) may, by subsidiary rules, prescribe the size, nature, materials, workmanship, strength and mode of arrangment, connection, disconnection, alteration and repair of pipes, meters, cocks, ferrules, valves, soil pans, water closets, bath cisterns and

and forbid ary arrargemerts and use of ary water fittirgs which may allow or terd to allow ary waste, urdue consumptior, misuse, erroreous measuremert or cortamiratior. and other apparatus and

10. Private house service correctiors will be limited to houses payirg a house or shop tax of rot less thar Rs 5/- a year ir localities where a supply car be giver without detrimert to street service, provided that there are facilities to make proper arrargmerts for drairirg off the waste water to the Muricipal drairs

11 For every house correctior, there shall be provided at the cost of the Muricipality and mairtaired ir due workirg order, a water meter for the accurate gaugirg of the water consumed, provided that the Presidert ir corsultatior with the Sanitary Engireer, may dispense with the erectior of water meters ir the case of premises rot likely to corsume more water thar the free allowarce, to be granted thereto

12 For every meter installed to a premises ard kept ir workirg corditior, a meter rent of four arras per quarterly shall be levied ir additior to whatsoever charge may be due for the water, corsumed, provided that for the period wher the meter is out of order, no such rert shall be charged

13 The meter shall, whereever practicable, be placed irside the premises of the corsumer or owrer The owrer shall be held resporsible for ary wilful damage or alteratior of the meter readirg ard shall be liable rot merely to pay up the cost of makirg good such damages but also for the peralty hereirafter imposed ir ~~Rule~~ bye-law 35 The Presidert may, ir corsultatior with the Sanitary Engireer assess the damages caused ard recover the same ir the marrer prescribed for the recoveries of other charges of Muricipal reverue

14 The free allowarce of water to a corsumer or owrer for his domestic correctior shall be regulated as follows -

For even ½" correctior payirg a flat rate of Re 1/- per morth the allowarce ~~of water will~~ shall be 3000 gallors per morth, ard for every ¾" correctior payirg a flat rate of 1-8-0 per morth the allowarce ~~of water will~~ shall be 3500 gallors per morth, the quartities corsumed ir excess of such allowances being charged as provided ir bye-law No 17

15 The ~~same~~ rates prescribed in the preceding bye laws ~~as said above~~ shall apply equally to Government buildings used for residential purposes.

16 Every owner or consumer, who has already taken connection, ~~will~~ shall be required to make an advance of Rs. 3/- or Rs 4-8-0 as the connection is of ¾" or 1" respectively within one month from the date on which the bye laws come into force In cases of new connections to be given after these bye laws come into force, an advance of Rs 3/- or Rs 4-8-0 as the case may be ~~will have to be~~ shall be paid in addition to connection fee before the connection is granted to him.

17 Any consumer or owner who ~~shall be~~ uses water in any month in excess of the allowance ~~provided~~ prescribed in bye law No 14, shall pay for such excess ~~quantity~~ at the rate of Rs. As. 0-4-0 for every 250 gallons or part thereof so consumed

18 The excess water charges, meter rent and other charges due under these ~~rules~~ bye-laws shall be paid at the office of the President quarterly or bills which shall be presented to the party before the 5th of the month succeeding ~~the quarter~~ The payments shall be made before the 20th of that month, including arrears if any Failure of such payments shall automatically cause the cutting off of water to the premises on or before the 25th ~~instant~~ of that month.

19 If and wherever a consumer ceases to occupy the premises supplied with water or to use the water, he shall, or on his behalf, the owner shall, send a written notice to the Authorised officer In case of his failure to do so, the ~~department~~ Municipal Council may proceed against the consumer or the owner as the case may be to recover any charges that may be come due including those for excess consumption

20 All money due for water consumption, meter rent or other charges under these ~~rules~~ bye-laws shall be payable by the consumer or on his default by the owner

21 All cases of protests or disputes about the meter readings or otherwise shall be lodged within fifteen days after the monthly readings are taken This will be recorded on the meter card fixed in the premises of the consumer, except when the door is locked or the

the card is not for any other reason available. No complaints received after this period shall be entertained

22 To facilitate the disposal of disputed claims, the President shall, when requested in writing, furnish a memorandum showing the consumption and probable charges on account of water rate, meter rent and other items for any period subsequent to the preparation of the last bill in the office

23 The meters shall be read between the 20th of a month and the end of the month generally between the hours 7-30 A M and 4-30 P M and recorded on meter cards hung up in any safe and prominent portion of the house, for the safety of which the consumer shall be responsible

24 The above ~~rules~~ bye-laws in respect of water charges shall apply in the case of water supplied for non-domestic concerns also, except that in such cases all the water consumed shall be charged for at rupee one for every 1,000 gallons consumed in addition to a meter rent of four annas per month

25 All institutions of an industrial, commercial, or business nature, such as Coffee clubs, restaurants, tiffin rooms, hotels, theatres, clubs of recreation, dairy farms, nurseries, fruit gardens and flower gardens and all premises where the construction or alterations of buildings are going on shall be treated as non-domestic concern(s) for purposes of these ~~rules~~ bye-laws.

26 The consumer or the owner disputing the accuracy of the meter may apply to the President or the authorised officer who shall, on payment of a fee of rupee one per test, direct the testing of the meters If on actual test the quantity registered by the meter differs by 5% from the correct quantity, a proportionate modification shall be allowed for the month in question and the modified bill paid ~~as per rules~~ in accordance with these bye-laws No rebate shall be allowed for differences of 5 per cent and below nor the testing fees refunded

27 The President reserves to himself the right to make ~~its own~~ tests, free of cost any time after giving due notice of the same to the consumer or owner

28 If on examination any meter is found to be out of order, the consumption during the period since the last reading till the meter is repaired or a new meter installed shall be calculated at the average daily consumption of the last three months during which, in the opinion of the President, the meter was recording properly and the consumption of water was not for any reason abnormal.

29 The President or the Sanitary Engineer or their authorised agents may enter any house, building or land to which water is supplied to examine if there is any waste, misuse of water and inspect the instruments for conveying, receiving, storing, measuring and for removing the instruments belonging to the Municipality or the Sanitary Engineer's Bureau Any person obstructing the discharge of such duties shall be liable on conviction to a fine not exceeding Rs 50/- but this power of entry shall be exercised only between the hours of 7-30A.M. and 5-30 P M. and at other times of the day with previous intimation of not less than six hours to the consumer or owner or in their absence to the members of his family.

30 The water supply cut off to any consumer or owner by the Municipality shall not be restored as long as the wrongful act or omission for which the supply was cut off continues.

31 The President, Vice President or their authorised agent shall have the power to cut off connection between the private pipes and the public main in any of the following cases :—

(a) In default of payment of the water rates and other charges due under the ~~rules~~ bye-laws or any bill presented within 15 days after the same shall have been demanded in writing or presented

(b) If any house owner or occupier who is supplied with water shall use or permit the use of water for purposes in violation of the conditions on which the connection is granted, provided that 5 days previous notice is given in writing

(c) In cases of leakage of pipes or other defects in the private service likely to cause loss to the Municipality, provided that 48 hours notice is previously given

(d) If water is allowed to run to waste after the owner or occupier has been warned against allowing such waste by a printed

printed or written notice of six hours or such shorter period as the President or Vice-President deems fit

(e) In any case of broken pipes or fittings causing loss of water likely to cause damages to property when such written notice as may be possible shall be given

(f) In any case of refusal to allow the President, Vice-President or their authorised agent to enter on any land or building for the purpose of inspecting service pipes, fittings, etc , after six hours notice

32 The foregoing bye-laws ~~stated above~~ shall apply to public street fountains which have been or may be allowed to be erected at the expense of ~~the~~ private individuals for dedication to public use, and such fountains shall be further subject to the following conditions

(a) that their number is strictly restricted by the bonafide public requirements of particular localities which shall be decided by the Municipal Council;

(b) that they are not placed closer to any other public fountains than the minimum prescribed distance of 200 feet

(c) that their free and un-obstructed use at all hours by the public for the ~~use~~ for which they are intended is duly safe-guarded

33 Any person whose house connection is stopped for non-payment of dues or leakage etc , ~~mentioned in rule 22~~ under bye-law 31 or at his request ~~as in para~~ under bye-law 19, shall pay a fee of Re 1/- for reconnecting the same with the previous sanction of Govt

34 The Municipality reserves to itself the power, whenever it deems fit, to alter or modify the foregoing ~~rules~~ or bye-laws, to abolish altogether the system of house connections established thereunder, or to stop or to reduce the supply to any private attachment or any public fountain without assigning any reason whatsoever

35 Any person infringing any ~~of these~~ bye-laws shall be liable to be punished with a fine not exceeding fifty rupees or conviction before a Magistrate

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for Secy to Govt
Law Dept
Law of

G R S App F VI—G 2]

SUBJECT

A6-c

5 copies

Diary No of letter replied to

Section M

File No 111—41

Serial No 59

General and Revenue Secretariat

( )

the *193*

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 1943.

Signed by M G Rao

Read— Letter no A6-c 2636/40-41 dated 21-11-41 from the D C Tumkur Dist—, requesting, among other things, sanction to the bye-laws framed by the Tumkur Town Municipal Council, under Section 48(m) of the M T Act, 1933, for the regulation of the water Supply at the place

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(vi) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

Order thereon —No 1

2) Vide G O No. Ho. C 1440-23/41-42 dated 5-12-41 from D P H on the subject

Flag A (5 copies)

The bye-laws are sanctioned and appended to this order

2 They may be got printed and 10 copies supplied to the Govt of Rev Secl— for reference

To the D C Tumkur, W-R
Dy D P H
Ch Engineer
Compt
16/11/42

3 The other questions raised in the D C's letter are separately under Communication to Govt Secl— Law Secl—

Hy 21/12/42